

Panaji, 10th May, 1984 (Vaisakha 20, 1906)

SERIES I No. 6

OFFICIAL GAZETTE

GOVERNMENT OF GOA, DAMAN AND DIU

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Works, Education and Tourism Department

Directorate of Education

DE/Acad.I/OS/Misc/84-85/843

- Read: — (1) This Directorate Circular No. DE/PES/PET-WL/81/250 dated 17-3-1981.
- (2) Government of India's letter No. F. 5-94/82-Sch. 6 dated 27-3-1983.
- (3) This Directorate's Order No. 19-16-82-Adm-Part.I/3203 dated 17-11-1983.

ORDER

The matter regarding an uniform policy of recruitment of Physical Education teachers in Aided Secondary Schools/Primary Teachers Training Colleges in this Union Territory of Goa, Daman and Diu was under consideration of the Government for sometime past. The Directorate of Education with the approval of the Government had decided in 1981 that the recruitment of S.S.C. C.P.Ed teachers as Physical Education teachers in all Aided Secondary Schools in Goa, Daman & Diu be stopped w.e.f. 17-3-1981 with an exception of S.S.C. C.P.Ed candidates who have passed their training course before June 1979 and it was directed therein that all future recruitment of Physical Education Teachers after 17-3-81 should be made by appointing either B.P.Ed or graduate with Diploma in Physical Education candidates vide circular cited at Sr. No. 1 above. The Government of India vide its letter cited at 2 above directed all Union Territories that all future recruitment for Physical Education teachers in Government service as well as in Government Aided Secondary Schools should be made only by appointing B.P.Ed qualified teachers or graduate with Diploma in Physical Education in the scale of Rs. 440-750, in order to introduce an uniform pattern in all the Union Territories. This decision of the Government of India was implemented by the Government of Goa, Daman and Diu by issuing an order cited at 3 above. As a result of the Government order cited at 3 above, the Department received some representations explaining their difficulties in recruiting B.P.Ed teachers or graduate with Diploma in Physical Education as Physical Education Teachers due to non-availability in the Employment

Exchange or in the open market. This point was examined at length and, the Government is pleased to decide as under:—

(i) All vacancies of Physical Education Teachers that may arise in future in the Aided Secondary Schools/Primary Teachers Training Colleges in the Territory of Goa, Daman and Diu shall be filled up by appointing either B.P.Ed qualified candidates or a graduate with Diploma in Physical Education qualification.

(ii) All such teachers mentioned at (i) above shall be eligible for the scale of Rs. 440-750. These teachers will be allowed the trained graduate scale of Rs. 440-750 even in relaxation of the ratio of 70:30 graduate teachers. However such relaxation will be granted by the Directorate of Education and prior approval from the Directorate will be necessary when such appointments are to be made over and above the prescribed graduate ratio of 70:30.

(iii) While making recruitment to such vacancies caused due to resignation, superannuation, termination, creation of additional posts, etc. will have to be first notified to Employment Exchange and if felt necessary in the local newspapers as usual. In case there is no response either from the local Employment Exchange or by notification in the local newspapers the vacancies will have to be notified in the leading newspapers in the neighbouring States. However, it is to be noted that in case of a vacancy caused due to termination or creation of additional posts prior N.O.C. as envisaged in the Department circular No. 169 dated 20-11-82 will have to be obtained from the Directorate of Education and the appointments made in violation of these instructions will not be accepted by the Department for payment of grant on their salary. In case after observing all formalities as stated above no qualified B.P.Ed or graduate with Diploma in Physical Education teacher is available for selection and appointment, the Management shall select a graduate candidate who is interested in Physical Education by observing the normal procedure and he shall be sent to the B.P.Ed course at his own cost. The procedure so followed with all documentary evidence should be submitted to the Directorate of Education. The vacancy shall be reserved for this candidate and he/she shall be appointed on probation after completing his training. His/her actual service in the school for all purposes will start from the date of joining the School after training.

(iv) When an untrained graduate teacher is selected and sent for training as per the procedure laid down at (iii) above a S.S.C. C.P.Ed candidate can be appointed for the specific period of 9 months or till the last working day of the academic year as a substitute teacher and he/she will be entitled to the pay scale of Rs. 330-560. This appointment will be purely on temporary basis and he/she will not be entitled to claim any post in the School as a matter of right by the virtue of this temporary appointment. These points are required to be made clear by the Management in the appointment letter of the teacher concerned.

(v) In case a vacancy of Physical Education teacher occurs in the School after the commencement of the Academic year, a S.S.C. C.P.Ed candidate can be appointed by observing normal procedures till the last working day of the Academic year. Selection of a regular graduate as envisaged at (iii) above can be made early in April/May so that he can be sent for Physical Education training at the beginning of the next academic year, but while doing so *prior approval of Directorate of Education is necessary.*

This order shall come into effect with immediate effect and the order shall be followed by the Management of all Aided Secondary Schools and Aided Primary Teachers Training Colleges scrupulously.

S. V. Kurade, Director of Education and Ex. Of-
ficio Additional Secretary to Government of Goa,
Daman and Diu.

Panaji, 13th April, 1984.

Industries and Labour Department

Notification

25/1/84-ILD

In exercise of the powers conferred by sub-rule (3) of rule 1 of the Goa, Daman and Diu Motor Transport Workers Rules, 1966 the Government of Goa, Daman and Diu hereby specifies the 11th day of May, 1984, as the date on which rules 16 to 22 (inclusive) and rule 24 of the said Rules shall come into force.

By order and in the name of the Lieutenant
Governor of Goa, Daman and Diu.

S. D. Sadhale, Under Secretary (Industries and
Labour).

Panaji, 5th May, 1984.

Law Department (Legal Advice)

Drafting Section

Notification

LD/1/9/84-(D)

The National Security (Amendment) Ordinance, 1984 (No. 5 of 1984) which has been promulgated by the President of India and published in the Gazette of India, Extraordinary, Part II, Section 1 dated the 5th April, 1984, is hereby republished for the general information of the public.

B. S. Subbanna, Under Secretary to the Govern-
ment of Goa, Daman and Diu.

Panaji, 30th April, 1984.

MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS

(Legislative Department)

New Delhi, the 5th April, 1984/Chaitra 16,
1906 (Saka)

THE NATIONAL SECURITY (AMENDMENT) ORDINANCE, 1984

No. 5 of 1984

Promulgated by the President in the Thirty-fifth
Year of the Republic of India.

An Ordinance to amend the National Security
Act, 1980, in its application to the State of Punjab
and the Union territory of Chandigarh.

Whereas the Council of States is not in session
and the President is satisfied that circumstances
exist which render it necessary for him to take
immediate action;

Now, therefore, in exercise of the powers con-
ferred by clause (1) of article 123 of the Constitu-
tion, the President is pleased to promulgate the fol-
lowing Ordinance:—

1. *Short title and commencement.*—(1) This Or-
dinance may be called the National Security
(Amendment) Ordinance, 1984.

(2) It shall come into force at once.

2. *Amendment of Act 65 of 1980 in its application
to Punjab and Chandigarh.*—The National Security
Act, 1980 (hereinafter referred to as the principal
Act) shall, in its application to the State of Punjab
and the Union territory of Chandigarh, have effect
subject to the amendments specified in sections 3
to 5.

3. *Amendment of section 3.*—In sub-section (4)
of section 3 of the principal Act, in the proviso,—

(a) for the words “ten days”, the words “fif-
teen days” shall be substituted;

(b) for the words "fifteen days", the words "twenty days" shall be substituted.

4. *Amendment of section 8.* — In section 8 of the principal Act, in sub-section (1), for the words "ten days", the words "fifteen days" shall be substituted.

5. *Insertion of new section 14A.* — In the principal Act, after section 14, the following section shall be inserted, namely: —

'14A. Circumstances in which persons may be detained for periods longer than three months without obtaining the opinion of Advisory Boards.

— (1) Notwithstanding anything contained in the foregoing provisions of this Act, any person in respect of whom an order of detention has been made under this Act at any time before the 3rd day of April, 1985 may be detained without obtaining the opinion of the Advisory Board for a period longer than three months, but not exceeding six months, from the date of his detention where such person had been detained with a view to preventing him from acting, in any disturbed area, in any manner prejudicial to —

- (a) the defence of India; or
- (b) the security of India; or
- (c) the security of the State; or
- (d) the maintenance of public order; or
- (e) the maintenance of supplies and services essential to the community.

Explanation 1. — The provisions of the *Explanation* to sub-section (2) of section 3 shall apply for the purposes of this sub-section as they apply for the purposes of that sub-section.

Explanation 2. — In this sub-section, "disturbed area" means any area which is for the time being declared by notification under section 3 of the Punjab Disturbed Areas Act, 1983, or under section 3 of the Chandigarh Disturbed Areas Act, 1983, to be a disturbed area. 32 of 1983
33 of 1983.

(2) In the case of any person to whom sub-section (1) applies, sections 10 to 13 shall have effect subject to the following modifications, namely: —

(a) in section 10, for the words "shall, within three weeks", the words "shall, within four months and two weeks" shall be substituted;

(b) in section 11. —

(i) in sub-section (1), for the words "seven weeks", the words "five months and three weeks" shall be substituted;

(ii) in sub-section (2), for the words "detention of the person concerned", the words "continued detention of the person concerned" shall be substituted;

(c) in section 12, for the words "for the detention", at both the places where they occur, the words "for the continued detention" shall be substituted;

(d) in section 13, for the words "twelve months", the words "two years" shall be substituted.

ZAIL SINGH,
President.

R. V. S. PERI SASTRI,
Secy. to the Govt. of India.